

CEILING PRICE - LIMITATION OF INSTITUTE'S OBLIGATION

[FP – NR&D, FP – R&D, CIS – 09/04] [FAR 52.232-7 – 12/02]

The Institute shall not be obligated to pay the Subcontractor any amount in excess of the ceiling price set forth in this Subcontract and the Subcontractor shall not be obligated to continue performance by virtue of which the Institute's obligation hereunder would exceed such ceiling price, unless and until JPL shall have notified the Subcontractor in writing that such ceiling price has been increased and shall have specified in such notice a revised ceiling price which shall thereupon constitute the ceiling price for performance of this Subcontract. When and to the extent that the ceiling price set forth in this Subcontract has been increased, payment for any work performed or goods delivered prior to the increase shall be payable to the same extent as if performed or delivered after such increase in the ceiling price.